

MINUTES

MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON AGRICULTURE, LIVESTOCK AND IRRIGATION

Call to Order: Chair Brian Hoven, on March 7, 2017 at 3:00 PM, in Room 335 Capitol

ROLL CALL

Members Present:

Sen. Brian Hoven, Chair (R)
Sen. Nels Swandal, Vice Chair (R)
Sen. Mary Caferro (D)
Sen. Mike Lang (R)
Sen. Margaret (Margie) MacDonald (D)
Sen. Frederick (Eric) Moore (R)
Sen. Albert Olszewski (R)
Sen. Ryan Osmundson (R)
Sen. Daniel R. Salomon (R)
Sen. Diane Sands (D)
Sen. Frank Smith (D)

Members Excused: None

Members Absent: None

Staff Present: Sue O'Connell, Legislative Branch
Barbara Pietuch, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 126, 2/24/2017; HB 157, 2/24/2017; HB 377, 2/24/2017

Executive Action: HB 131 - Be Concurred In As Amended
HB 256 - Be Concurred In As Amended
HB 286 - Be Concurred In
HB 305 - Be Concurred In
HB 377 - Be Concurred In
SB 285 - Do Pass As Amended

00:00:02 Chairman Hoven

EXECUTIVE ACTION ON SB 285

00:01:22 Sen. Lang

00:02:10 **Motion:** Sen. Lang moved that **SB 285 DO PASS.**

Discussion:

00:02:18 Chairman Hoven

00:02:30 **Motion:** Sen. Lang moved that **SB 285 BE AMENDED.**
[EXHIBIT\(ags47a01\)](#)

Discussion:

00:02:35 Sen. Lang

00:03:13 Sen. MacDonald

00:03:28 Sen. Moore entered the meeting.

00:03:34 **Vote:** Motion carried 10-0 by voice vote of those present and voting.

00:03:49 **Motion:** Sen. Lang moved that **SB 285 DO PASS AS AMENDED.**

Discussion:

00:04:00 Sen. MacDonald

00:04:51 **Vote:** Motion carried unanimously by voice vote. Sen. Osmundson voted by proxy.

00:05:09 Sen. Osmundson entered the meeting.

EXECUTIVE ACTION ON HB 286

00:05:34 **Motion:** Sen. Swandal moved that **HB 286 BE CONCURRED IN.**

Discussion:

00:05:47 Sen. Lang

00:06:15 Sen. Sands

00:06:27 Sen. Salomon

00:06:43 **Vote:** Motion carried unanimously by voice vote. Sen. Olszewski will carry the bill.

EXECUTIVE ACTION ON HB 256

00:07:23 **Motion:** Sen. Swandal moved that **HB 256 BE CONCURRED IN.**

00:07:36 **Motion:** Sen. Moore moved that **HB 256 BE AMENDED.**
EXHIBIT(ags47a02)

Discussion:

00:08:10 Sen. Salomon

00:08:14 **Vote:** Motion carried unanimously by voice vote.

00:08:25 **Motion:** Sen. Swandal moved that **HB 256 BE CONCURRED IN AS AMENDED.**

Discussion:

00:08:36 Sen. Lang

00:10:00 **Vote:** Motion carried unanimously by voice vote. Sen. Lang will carry the bill.

EXECUTIVE ACTION ON HB 305

00:10:25 **Motion:** Sen. Swandal moved that **HB 305 BE CONCURRED IN.**

Discussion:

00:10:51 Sen. Lang

00:11:37 Sen. Smith

00:12:02 Sen. Salomon

00:12:36 **Vote:** Motion carried unanimously by voice vote. Sen. Salomon will carry the bill.

EXECUTIVE ACTION ON HB 131

00:13:17 **Motion:** Sen. Swandal moved that **HB 131 BE CONCURRED IN.**

00:14:05 **Motion:** Sen. Osmundson moved that **HB 131 BE AMENDED.**
EXHIBIT(ags47a03)

Discussion:

00:14:10 Sen. Osmundson

00:16:57 Sen. MacDonald

00:17:14 Sen. Osmundson

00:17:39 **Vote:** Motion carried 9-2 by voice vote with Sen. Lang and Sen. F. Smith voting no.

00:18:04 **Motion/Vote:** Sen. Swandal moved that **HB 131 BE CONCURRED IN AS AMENDED**. Motion carried 8-3 by roll call vote with Sen. Lang, Sen. Olszewski and Sen. F. Smith voting no. Sen. Osmundson will carry the bill.

HEARING ON HB 377

Opening Statement by Sponsor:

00:19:44 Rep. Alan Redfield (R), HD 59, opened the hearing on HB 377, Providing rules for calculation of milk license fees.

00:19:45 Sen. Lang left the meeting.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

00:20:40 Chad Lee, bureau chief, Milk Control Bureau, Montana Department of Livestock (DOL)

Questions from Committee Members and Responses:

00:22:00 Sen. Salomon

00:23:08 Mr. Lee, DOL

Closing by Sponsor:

00:23:33 Rep. Redfield

HEARING ON HB 157

Opening Statement by Sponsor:

00:24:26 Rep. Forrest Mandeville (R), HD 57, opened the hearing on HB 157, Removing restrictions on possession of domestically-bred foxes.

Proponents' Testimony:

00:26:23 Karen Radzykewycz, self

00:32:12 Ross Radzykewycz, self

Opponents' Testimony:

00:39:22 Dan Roper, legislative assistant, Montana Audubon

EXHIBIT(ags47a04)

00:48:02 Nick Gevock, conservation director, Montana Wildlife Federation
00:48:21 Stuart Doggett, executive director, Montana Veterinary Medical Association

Informational Testimony: None

Questions from Committee Members and Responses:

00:49:31 Sen. Olszewski
00:49:45 Rep. Mandeville
00:50:07 Mr. Radzykewycz, self
00:50:15 Sen. Olszewski
00:50:21 Mr. Radzykewycz
00:50:58 Chairman Hoven
00:51:08 Rep. Mandeville
00:51:19 Mr. Radzykewycz
00:51:52 Sen. Sands
00:53:14 Rep. Mandeville
00:55:06 Sen. Sands
00:55:45 Rep. Mandeville
00:56:07 Sen. Sands
00:56:13 Sen. Smith
00:56:28 Rep. Mandeville
00:56:46 Sen. Smith
00:56:53 Rep. Mandeville
00:57:09 Mr. Radzykewycz

Closing by Sponsor:

00:57:37 Rep. Mandeville

EXECUTIVE ACTION ON HB 377

01:01:16 **Motion:** Sen. Swandal moved that **HB 377 BE CONCURRED IN.**

Discussion:

01:01:31 Sen. Salomon
01:01:54 Sen. Smith

01:02:23 **Vote:** Motion carried unanimously by voice vote. Sen. Lang voted by proxy. Sen. Salomon will carry the bill.

01:03:03 Recess
01:18:00 Reconvened

HEARING ON HB 126

Opening Statement by Sponsor:

01:18:41 Rep. Ray Shaw (R), HD 71, opened the hearing on HB 126, Generally revise the Montana pesticides act.

Proponents' Testimony:

01:21:14 Cort Jensen, attorney, Department of Agriculture (DOA)
01:26:19 Krista Lee Evans, executive director, Montana Agriculture Business Association (MABA)

EXHIBIT(ags47a05)

01:29:08 Amber Burch, president, Montana Weed Control Association
01:30:53 Sam Strickland, past president, Association of Montana Turf, Ornamentals and Pest Professionals (AMTOPP)
01:32:59 Shantil Siaperas, legislative analyst and communications specialist, Montana Association of Counties
01:34:28 Amy Adler, weed coordinator, Rosebud County
01:39:34 Jill Allen, weed coordinator, Jefferson County
01:40:03 Jay Bodner, natural resource director, Montana Stockgrowers Association
01:41:33 Nicole Rolf, regional manager, Eastern Montana, Montana Farm Bureau Federation
01:42:16 John Semple, lobbyist, Montana Grain Growers Association
01:42:48 Jason Stringer, secretary/treasurer, Association of Montana Turf, Ornamentals and Pest Professionals (AMTOPP)

Opponents' Testimony:

01:44:40 Curtis Hershberger, self, commercial applicator

Informational Testimony: None

Questions from Committee Members and Responses:

01:48:23 Sen. MacDonald
01:49:17 Rep. Shaw
01:49:48 Mr. Jensen, DOA
01:50:43 Sen. Swandal
01:50:57 Mr. Strickland, AMTOPP
01:51:46 Mr. Stringer, AMTOPP
01:52:39 Sen. Swandal
01:53:01 Mr. Jensen
01:53:23 Sen. Swandal
01:53:40 Mr. Jensen
01:54:02 Sen. Moore
01:54:37 Mr. Jensen
01:55:04 Sen. Moore
01:55:13 Mr. Jensen
01:55:20 Sen. Moore
01:55:50 Mr. Jensen
01:56:42 Sen. Moore
01:56:59 Mr. Jensen
01:58:04 Sen. Osmundson
01:58:22 Mr. Jensen
01:58:29 Sen. Osmundson

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01:58:53	Mr. Jensen
01:59:11	Sen. Osmundson
01:59:42	Mr. Jensen
02:01:00	Sen. Osmundson
02:01:33	Mr. Jensen
02:02:20	Sen. Osmundson
02:02:47	Mr. Hershberger, self
02:03:50	Sen. Moore
02:04:39	Mr. Hershberger
02:06:26	Sen. Moore
02:06:51	Mr. Jensen
02:09:12	Sen. Osmundson
02:09:24	Ms. Evans, MABA
02:09:33	Sen. Osmundson
02:09:42	Ms. Evans
02:10:11	Sen. Osmundson
02:10:42	Ms. Evans
02:11:23	Sen. Osmundson
02:11:30	Ms. Evans
02:12:03	Chairman Hoven
02:12:28	Mr. Jensen
02:13:16	Chairman Hoven
02:13:31	Rep. Shaw
02:13:40	Chairman Hoven
02:13:53	Rep. Shaw
02:14:11	Chairman Hoven
02:14:38	Rep. Shaw
02:15:35	Chairman Hoven

Closing by Sponsor:

02:15:41	Rep. Shaw
02:18:26	Chairman Hoven

ADJOURNMENT

Adjournment: 5:20 PM

Barbara Pietuch, Secretary

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Additional Documents:

EXHIBIT([ags47aad.pdf](#))